

1 PETER C. MEIER (SB# 179019) petermeier@paulhastings.com
2 ERIC A. LONG (SB# 244147) ericlong@paulhastings.com
3 KATHARINE CHAO (SB# 247571) katharinechao@paulhastings.com
4 SARAH O. CHANG (SB# 257921) sarahchang@paulhastings.com
5 PAUL, HASTINGS, JANOFSKY & WALKER LLP
6 55 Second Street
7 Twenty-Fourth Floor
8 San Francisco, CA 94105-3441
9 Telephone: (415) 856-7000
10 Facsimile: (415) 856-7100

11 MICHAEL T. RISHER (SB# 191627) mrisher@aclunc.org
12 AMERICAN CIVIL LIBERTIES UNION FOUNDATION OF
13 NORTHERN CALIFORNIA, INC.
14 39 Drumm Street
15 San Francisco, CA 94111
16 Telephone: (415) 621-2493
17 Facsimile: (415) 255-8437

18 Attorneys for Plaintiffs
19 ELIZABETH AIDA HASKELL and REGINALD ENTO,
20 on behalf of themselves and others similarly situated

21 ELIZABETH AIDA HASKELL and
22 REGINALD ENTO, on behalf of
23 themselves and others similarly situated,

24 Plaintiffs,

25 vs.

26 EDMUND G. BROWN, JR., Attorney
27 General of California; EVA
28 STEINBERGER, Assistant Bureau Chief
for DNA Programs, California Department
of Justice; and MICHAEL HENNESSEY,
Sheriff, San Francisco County,

Defendants.

Civil Case No. 09-4779 CRB

[PROPOSED] ORDER GRANTING
STIPULATION ON SCOPE OF ANY
PRELIMINARY INJUNCTIVE RELIEF

CLASS ACTION

Pursuant to the Stipulation, and for good cause shown, Plaintiffs Elizabeth Aida Haskell and Reginald Ento, on behalf of themselves and others similarly situated (Plaintiffs); and Defendants Edmund G. Brown Jr., Attorney General of California and Eva Steinberger, Assistant Bureau Chief for DNA Programs, California Department of Justice (State Defendants), by and through their counsel, it is hereby **ORDERED** that any relief the Court grants when ruling on Plaintiffs' forthcoming Motion for Preliminary Injunction shall apply to the named Plaintiffs as well as to all persons who are, or will be, compelled to submit to the search and seizure of their body tissue and DNA under Cal. Penal Code § 296(a)(2)(C) solely by reason of the fact that they have been arrested for, or charged with, a felony offense.

IT IS SO ORDERED.

DATED: October 30, 2009

LEGAL_US_W # 63052743.2

